



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A-63770-1/RFT/JJD

Anticipated Classification of this Application:

Class: Subclass:

Prior Application

R. Hayes

Art Unit: 1647

"EXPRESS MAIL" MAILING LABEL

NUMBER EL735048793 US DATE OF DEPOSIT November 21, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: UNITED STATES PATENT AND TRADEMARK OFFICE BOX CPA P.O. BOX 2327, ARLINGTON, VA 22202

TYPED NAME DARRYL KREMER

SIGNED 

United States Patent  
and Trademark Office

Box CPA

P.O. Box 2327

Arlington, Va 22202

Sir:

This is a request for filing a Continued Prosecution Application under 37 C.F.R. 1.53(d) of pending application Serial No. 08/701,278 filed on August 22, 1996 in the name of David J. Anderson and Tetsuichiro Saito (Names of ALL Applicants) for A NOVEL HOMEODOMAIN PROTEIN (Title of Invention).

(PLEASE NOTE: FILING OF THIS FORM RESULTS IN AUTOMATIC ABANDONMENT OF THE PARENT APPLICATION. THIS FORM CANNOT BE USED AFTER THE ISSUE FEE IN THE PARENT APPLICATION HAS BEEN PAID. **THIS FORM CANNOT BE USED FOR PRIORITY APPLICATIONS FILED AFTER MAY 29, 2000.**)

1. X Applicant claims small entity status. See 37 CFR 1.27.

11/26/2001 HBERHE 00000092 08701278

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370.00 0P

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Form 1.16b (8068)

09/01 1068660

2. X The filing fee is calculated below:

Claims remaining in the application after entry of any amendments under 37 C.F.R. 1.116 unentered in the prior application and less any claims canceled by amendment below:

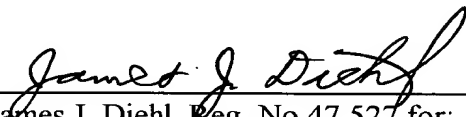
	(Col. 1)	(Col. 2)	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
FOR:	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>	OR	<u>RATE</u>	<u>FEE</u>
BASIC FEE				\$370	OR		\$740
TOTAL CLAIMS	<u>7</u>	-20 = * <u>20</u>	x 9 =	\$	OR	x18 =	\$
INDEP CLAIMS	<u>2</u>	-3 = * <u>3</u>	x42 =	\$	OR	x84 =	\$
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED +140 = \$						+280 =	\$
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.				TOTAL	\$ <u>370</u> OR	TOTAL\$	

3. X The Commissioner is hereby authorized to charge any additional fees, including extension fees, which are required Deposit Account No. 06-1300 (Our File A-63770-1/RFT/JJD).
4. X Our check in the amount of \$ 370 is enclosed.
5.        Cancel in this application original claims        of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
6. X Enter the amendments under 37 C.F.R. 1.116 filed on June 18, 2001 unentered in the prior application.
7.        Formal drawings to be substituted for the informal drawings filed with the prior application are enclosed.
8.        A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
9.        A supplemental declaration is enclosed. The Supplemental Declaration does not include the following previously listed inventor(s):       . Please delete this name(s) because the person(s) is not an inventor of the presently claimed invention.

10. \_\_\_\_\_ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i) with attached form PTO/SB/35 or its equivalent.

Respectfully submitted,

FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP

By   
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